REMARKS

Applicants herein request that any withdrawn process/method claims be considered for rejoinder. Said process and/or method claims depend from or otherwise require all the limitation of the product claims.

Applicants have canceled Claims 6 and 7 without prejudice in view of Examiner's assertion that these claims are broader than the product daims under consideration and, as such, would not be rejoined.

Claim Rejection under 35 USC § 112

The Examiner has rejected Claims 1-4 under 35 USC § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The Examiner asserts that, in view of Applicants' 5/7/07 amendment to the claims, Claims 1 and 2 are substantial duplicates. Claim 2 has been canceled in the instant amendment.

The Office Action indicates that Claim 3 was rejected because the claim failed to limit the subject matter of Claim 1. Claim 3 has been amended such that it now depends from Claim 1 rather than Claim 2. Furthermore, Applicants deleted the phrase "each independently" from the definition of R2 since it would no longer apply to the singular variable "R2". Applicants assert that Claim 3 is narrower than Claim 1 because R1 is defined as being H or F only.

The Office Action indicates that Claim 4 was similarly rejected because the claim failed to limit the subject matter of Claim 1. Claim 4 depends from Claim 3 which Applicants assert is now in condition for allowance. Claim 4 is narrower than Claim 3 (and Claim 1) because the definitions for the variables R2 and R3 are more limited than those recited in Claim 3 and Claim 1.

Conclusion

Applicants assert that the application is in condition for allowance. Applicants expressly reserve the right to file divisional/continuation applications directed to the non-elected/canceled subject matter.

Respectfully submitted,

Barbara E. Kurys, Reg. No. 34,650 Attorney/Agent for Applicant

sanofi-aventis Inc. LLC U.S. Patent Operations Route #202-206 / P.O. Box 6800 Brelephone (908) 231-2965 Telephone (908) 231-2626